



Attorney Docket No. 249.P2
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Becker et al

Serial No.: 10/785,497

Group No.:

Filed: February 24, 2004

Examiner: Louise N. Leary

For: PRODRUGS OF PHOSPHONATE NUCLEOTIDE ANALOGUES AND
METHODS FOR SELECTING AND MAKING SAME

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT WITHIN
THREE MONTHS OF FILING OR BEFORE MAILING OF
FIRST OFFICE ACTION (37 CFR 1.97 (b))**

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited on the date shown below with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**IDENTIFICATION OF TIME OF FILING THE ACCOMPANYING
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The information disclosure statement submitted herewith is being filed within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office action on the merits, whichever event occurs last. 37 CFR 1.97 (b).

Reg. No. 27,043

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INFORMATION DISCLOSURE STATEMENT (modified)

List of Sections Forming Part of This Information Disclosure Statement.

The following sections are being submitted for this Information Disclosure Statement:

1. ☒ Preliminary Statements
2. ☒ FORM PTO - 1449 (Modified)
3. ☒ Identification of Prior Application in Which Listed Information Was Already Cited.

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Section 1. Preliminary statements

Applicants submit herewith patents, publications or other information of which they are aware, which they believe may be material to the examination of this application and in respect of which there may be a duty to disclose. To the extent that this submission includes an International Search Report, such Report is submitted to facilitate the Examiner's analysis of the references and not out of any belief that the International Searching Authority's construction of the relevance of the references has any bearing under United States Law.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 CFR 1.97 (g)), an admission that the information cited is, or is considered to be, material to patentability or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

Section 3. Identification of Prior Application in Which Listed Information Was Already Cited and for Which No Copies Are Submitted or Need Be Submitted

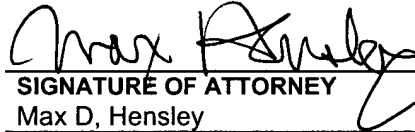
This application relies, under 35 U.S.C. 120, at least on the earlier filing dates of prior applications:

Serial No. 09/909,560 , filed on July 20, 2001

Copies of references are not supplied to the extent that they are found in the file history of the prior application(s). Copies of references that were not supplied in the prior application(s), if any, accompany this paper.

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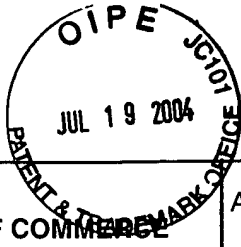
SIGNATURE OF ATTORNEY
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FORM PTO-1449

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICEINFORMATION DISCLOSURE STATEMENT
BY APPLICANT

(37 CFR 1.98(b))

ATTY DOCKET NO.: 249.P2

SERIAL NO.: 10/785,497

APPLICANT: Becker et al.

FILING DATE: 2/24/04

GROUP ART UNIT:

U.S. PATENT DOCUMENTS

Examiner initials	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Class/ Subclass	Filing Date
	5,053,215	10-01-1991	Rand et al		05-26-1988
	5,413,996	05-09-1995	Bodor, Nicholas		10-16-1992
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	US2001/0031873	10-18-2001	Greenwald et al		01-12-2001
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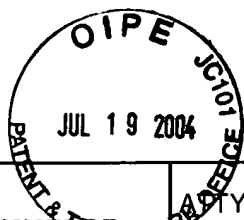
FOREIGN PATENT DOCUMENTS

Examiner initials	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Class/ Subclass	Translation Yes/No
	EP 0 336 364 A2	10-11-1989	NEORX CORPORATION		
	EP 0 481 214 A1	04-22-1992	BRISTOL-MEYERS SQUIBB COMPANY		
	WO 00/18775	04-06-2000			

EXAMINER

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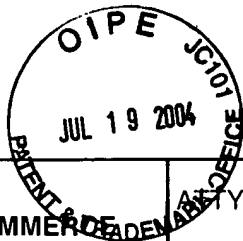
U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT BY APPLICANT (37 CFR 1.98(b))	APPlicant DOCKET NO.: 249.P2	SERIAL NO.: 10/785,497
	APPLICANT: Becker et al.	
	FILING DATE: 2/24/04	GROUP ART UNIT:

Examiner initials	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Class/ Subclass	Translation Yes/No
	WO 96/29336	09-26-1996	Medical Research Council		
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	Aarons et al., "Pharmacokinetic Evaluation of Site-Specific Drug Delivery Systems", 12:121-126, Novel Drug Delivery and Its Therapeutic Application (John Wiley & Sons), 1989
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	McGuigan et al., "Intracellular Delivery of Bioactive AZT Nucleotides by Aryl Phosphate Derivatives of AZT", 36:1048-1052, J MED CHEM, 1993

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Examiner initials	Article
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	Notari, Robert E., "Pharmacokinetic Aspects of Prodrug Design and Evaluation", Chapter 3, pp. 135-156, DESIGN OF PRODRUGS, 1985
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